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7

8 UNITED STATES DISTRICT COURT
9 NORTHERN DISTRICT OF CALIFORNIA
10

11 In re NVIDIA CORPORATION
SECURITIES LITIGATION
12

13 _____
14 This Document Relates to: All Actions.
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Case No. 4:18-cv-07669-HSG

**UNOPPOSED MOTION, STIPULATION, AND
ORDER TO EXCEED PAGE
LIMITATIONS FOR BRIEFING ON
DEFENDANTS' MOTION TO DISMISS**

CLASS ACTION

Judge: Hon. Haywood S. Gilliam, Jr.
Courtroom: 2

1 Pursuant to Local Rules 7-11 and 7-12, and with consent of Lead Plaintiffs E. Öhman J:or
2 Fonder AB and Stichting Pensioenfonds PGB (collectively, “Plaintiffs”), Defendants NVIDIA
3 Corporation, Jensen Huang, Colette Kress, and Jeff Fisher (jointly, “Defendants”) hereby move the
4 Court for leave to (1) file a motion to dismiss that exceeds Local Rule 7-2(b)’s 25-page limitation by
5 up to 10 pages; (2) allow Plaintiffs to file an opposition to Defendants’ motion to dismiss that exceeds
6 Local Rule 7-3(a)’s 25-page limitation by up to 10 pages; and (3) file a reply to Plaintiffs’ opposition
7 that exceeds Local Rule 7-3(c)’s 15-page limitation by up to 5 pages.

8 In support of their unopposed motion, Defendants state as follows:

9 WHEREAS, on June 21, 2019, Plaintiffs filed their Consolidated Class Action Complaint for
10 Violations of the Federal Securities Laws (the “Amended Complaint”), which contains 210 separately
11 numbered paragraphs on 62 pages;

12 WHEREAS, the Amended Complaint alleges that 13 separate statements made by Defendants
13 over the 18-month Class Period were actionably false under the federal securities laws, and each such
14 statement was made in a separate public document and/or forum;

15 WHEREAS, on August 2, 2019, Defendants intend to file a motion to dismiss each of
16 Plaintiffs’ claims on the ground that each of these claims fail to state a claim upon which relief can be
17 granted (the “Motion”);

18 WHEREAS, Defendants are filing one single motion to dismiss on behalf of all four
19 Defendants;

20 WHEREAS, although Defendants endeavor to keep their Motion as brief as possible,
21 Defendants believe that they cannot adequately address each of their arguments in the 25 pages
22 afforded by Local Rule 7-2(b);

23 WHEREAS, Defendants submit that their Motion is concise, free of repetition, and addresses
24 only pertinent points and authorities, but that an additional 10 pages is needed to fully address each of
25 the foregoing arguments and supporting authority;

26 WHEREAS, Plaintiffs intend to file a single opposition to the four Defendants’ motion to
27 dismiss (the “Opposition”);

28 WHEREAS, although Plaintiffs respectfully submit that their Opposition will be concise, free

1 of repetition, and address only pertinent points and authorities raised in Defendants' Motion, Plaintiffs
2 anticipate requiring an additional 10 pages beyond the 25 pages afforded by Local Rule 7-3(a) to
3 adequately oppose Defendants' Motion in light of the heightened page limit that Defendants request
4 herein;

5 WHEREAS, in consideration of the heightened page limits of the Motion and Opposition,
6 Defendants' believe their reply to Plaintiffs' Opposition cannot be adequately stated in the 15 pages
7 afforded by Local Rule 7-3(c);

8 Accordingly, IT IS HEREBY STIPULATED AND AGREED between the parties, by and
9 through their counsel of record and subject to order of the Court, as follows:

10 (1) Defendants' Motion may exceed the page limitation in Local Rule 7-2(b) by ten (10)
11 pages.

12 (2) Plaintiffs' Opposition to Defendants' Motion may exceed the page limitation in Local
13 Rule 7-3(a) by ten (10) pages.

14 (3) Defendants' reply to Plaintiffs' Opposition may exceed the page limitation in Local
15 Rule 7-3(c) by five (5) pages.

16 Dated: July 18, 2019

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18 JOHN C. DWYER (136533)
19 PATRICK E. GIBBS (183174)
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21 /s/ John Dwyer
22 John C. Dwyer (136533)

23 Attorneys for Defendants
24 NVIDIA CORPORATION, JENSEN
25 HUANG, COLETTE KRESS and JEFF FISHER
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27
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1 Dated: July 18, 2019

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5 /s/ Andrew Zivitz

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6 Attorneys for Lead Plaintiff E. Öhman J:or
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9 Dated: July 18, 2019

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14 Attorneys for Lead Plaintiff Stichting
15 Pensioenfonds PGB
16

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18 Pursuant to Civil L. R. 5-1(i)(3), I, John C. Dwyer, hereby attest that the concurrence to the
19 filing of the foregoing document has been obtained from the signatories.


20 Dated: July 18, 2019

/s/ John Dwyer

21 John C. Dwyer (136533)
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23 **PURSUANT TO THE STIPULATION, IT IS SO ORDERED.**
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25

26 Dated: 7/19/2019

27 
The Honorable Haywood S. Gilliam, Jr.
United States District Judge
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